

FEB 20 2007

# FACSIMILE COVER SHEET

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From: John C. Pokotylo, Esq.

Date: February 19, 2007

Number of Pages Including Cover: 19

MESSAGE: FORMAL SUBMISSION OF:

- 1) Transmittal (1 pg.);
- 2) Fee transmittal (1 pg) (in duplicate);
- 3) Request for a One (1) Month  
Extension of Time (2 pgs.); and
- 4) an Amendment (13 pgs.)

Attorney Docket No.: Agere-6 (Baines 1-3-7)

Appl. No.: 10/663,209

Applicants: Donald A. BAINES, et al.

Filed: September 16, 2003

Title: SCANNING OPTICAL MOUSE

TC/A.U.: 2629

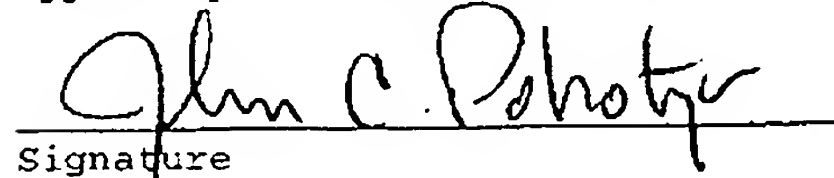
Examiner: Tammy T. Pham

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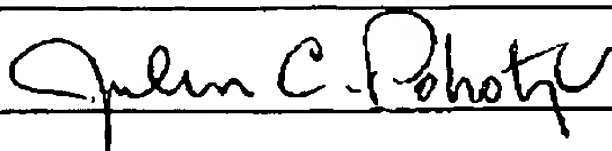
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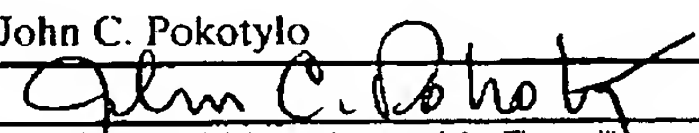
Please type a plus sign (+) inside this box → Modified PTO/SB/21 (08-00)  
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|  |                        |                        |
|--|------------------------|------------------------|
| <b>TRANSMITTAL<br/>FORM</b><br><i>(to be used for all correspondence after initial filing)</i> | Application Number     | 10/663,209             |
|  | Filing Date            | September 16, 2003     |
|  | First Named Inventor   | Donald A. BAINES       |
|  | Group Art Unit         | 2629                   |
|  | Examiner Name          | Tammy T. Pham          |
| Total Number of Pages in This Submission   | Attorney Docket Number | Agere-6 (Baines 1-3-7) |

| ENCLOSURES (check all that apply)  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached  | <input type="checkbox"/> Assignment Papers<br>(for an Application)                            | <input type="checkbox"/> After Allowance Communication<br>to Group                            |
| <input checked="" type="checkbox"/> Amendment / Reply<br><input checked="" type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Drawing(s)   | <input type="checkbox"/> Appeal Communication to Board<br>of Appeals and Interferences        |
| <input checked="" type="checkbox"/> Extension of Time Request  | <input type="checkbox"/> Licensing-related Papers   | <input type="checkbox"/> Appeal Communication to Group<br>(Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> Express Abandonment Request   | <input type="checkbox"/> Petition   | <input type="checkbox"/> Proprietary Information  |
| <input type="checkbox"/> Information Disclosure Statement  | <input type="checkbox"/> Petition to Convert to a<br>Provisional Application                  | <input type="checkbox"/> Status Letter  |
| <input type="checkbox"/> Certified Copy of Priority<br>Document(s)   | <input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence<br>Address | <input type="checkbox"/> Postcard Receipt   |
| <input type="checkbox"/> Response to Missing Parts/<br>Incomplete Application  | <input type="checkbox"/> Terminal Disclaimer  | <input type="checkbox"/> Other Enclosure(s) (please<br>identify below):                       |
| <input type="checkbox"/> Response to Missing Parts<br>under 37 CFR 1.52 or 1.53  | <input type="checkbox"/> Request for Refund   |   |
|  | <input type="checkbox"/> CD, Number of CD(s) _____  |   |
| Remarks  |   |   |

| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT |  |
|--|--|
| Firm<br>or<br>Individual name              | John C. Pokotylo (Reg. No. 36,242)   |
| Signature                                  |  |
| Date                                       | February 19, 2007  |

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| Signature   |  | Date | February 19, 2007 |

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**FEB 20 2007**

Modified PTO/SB/17 (01-03)

Approved for use through 04/30/2003. OMB 0651-0032

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# FEE TRANSMITTAL for FY 2006

*Effective 12/08/2004. Patent fees are subject to annual revision.*

☐ Applicant claims small entity status. See 37 CFR 1.27

**TOTAL AMOUNT OF PAYMENT** (\$)**120.00**

|                      |                       |
|----------------------|-----------------------|
| Application Number   | 10/663,209            |
| Filing Date          | September 16, 2003    |
| First Named Inventor | Donald A. Baines      |
| Examiner Name        | Tammy T. Pham         |
| Art Unit             | 2629                  |
| Attorney Docket No.  | Agre-6 (Baines 1-3-7) |

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

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Deposit Account Number  
Deposit Account Name

50-1049

Straub & Pokotylo

The Commissioner is authorized to: (check all that apply)

☒ Charge any fee(s) indicated below ☒ Credit any overpayments

☒ Charge any additional fee(s) due in connection with the filing submitted herewith

☐ Charge fee(s) indicated below, except for the filing fee in the to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING, SEARCH & EXAMINATION FEES

| Large Entity Fee (\$) | Small Entity Fee (\$) | Fee Description | Fee Paid               |
|-----------------------|-----------------------|-----------------|------------------------|
| 1000                  | 500                   | Utility fee     |                        |
| 430                   | 215                   | Design fee      |                        |
| 660                   | 330                   | Plant fee       |                        |
| 1400                  | 700                   | Reissue fee     |                        |
| 200                   | 100                   | Provisional fee |                        |
| <b>SUBTOTAL (1)</b>   |                       |                 | <b>(\$)<b>0.00</b></b> |

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|                    |    | Extra Claims | Fee from below | Fee Paid |
|--------------------|----|--------------|----------------|----------|
| Total Claims       | 18 | -26** = 0    | X 50.00        | = 0.00   |
| Independent Claims | 3  | - 3** = 0    | X 200.00       | = 0.00   |
| Multiple Dependent |    |              |                |          |

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description   |
|----------------------------|----------------------------|---|
| 1202 50                    | 2202 25                    | Claims in excess of 20                                    |
| 1201 200                   | 2201 100                   | Independent claims in excess of 3                         |
| 1203 360                   | 2203 180                   | Multiple dependent claim, if not paid                     |
| 1204 200                   | 2204 100                   | **Reissue independent claims over original patent         |
| 1205 50                    | 2205 25                    | **Reissue claims in excess of 20 and over original patent |

**SUBTOTAL (2)** (\$)**0.00**

\*\*or number previously paid, if greater, For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

| Large Entity Fee Code (\$) | Small Entity Fee Code (\$) | Fee Description  | Fee Paid |
|----------------------------|----------------------------|--|----------|
| 1051 130                   | 2051 65                    | Surcharge - late filing fee or oath  |          |
| 1052 50                    | 2052 25                    | Surcharge - late provisional filing fee or cover sheet                     |          |
| 1053 130                   | 1053 130                   | Non-English specification  |          |
| 1812 2,520                 | 1812 2,520                 | For filing a request for ex parte reexamination                            |          |
| 1804 920*                  | 1804 920*                  | Requesting publication of SIR prior to Examiner action                     |          |
| 1805 1,840*                | 1805 1,840*                | Requesting publication of SIR after Examiner action                        |          |
| 1251 120                   | 2251 60                    | Extension for reply within first month                                     |          |
| 1252 450                   | 2252 225                   | Extension for reply within second month                                    |          |
| 1253 1,020                 | 2253 510                   | Extension for reply within third month                                     |          |
| 1254 1,590                 | 2254 795                   | Extension for reply within fourth month                                    |          |
| 1255 2,160                 | 2255 1,080                 | Extension for reply within fifth month                                     |          |
| 1401 500                   | 2401 250                   | Notice of Appeal   |          |
| 1402 500                   | 2402 250                   | Filing a brief in support of an appeal                                     |          |
| 1403 1,000                 | 2403 500                   | Request for oral hearing   |          |
| 1451 1,510                 | 1451 1,510                 | Petition to institute a public use proceeding                              |          |
| 1452 500                   | 2452 250                   | Petition to revive - unavoidable   |          |
| 1453 1,500                 | 2453 750                   | Petition to revive - unintentional   |          |
| 1501 1,400                 | 2501 700                   | Utility issue fee (or reissue)   |          |
| 1502 800                   | 2502 400                   | Design issue fee   |          |
| 1503 1,100                 | 2503 550                   | Plant issue fee  |          |
|                            |                            | Petitions to the Commissioner - check fee sheet                            |          |
| 1807 50                    | 1807 50                    | Processing fee under 37 CFR 1.17(c)  |          |
| 1806 180                   | 1806 180                   | Submission of Information Disclosure Stmt                                  |          |
| 8021 40                    | 8021 40                    | Recording each patent assignment per property (times number of properties) |          |
| 1809 790                   | 2809 395                   | Filing a submission after final rejection (37 CFR 1.129(a))                |          |
| 1810 790                   | 2810 395                   | For each additional invention to be examined (37 CFR 1.129(b))             |          |
| 1801 790                   | 2801 395                   | Request for Continued Examination (RCE)                                    |          |
| 1802 900                   | 1802 900                   | Request for expedited examination of a design application                  |          |

Other fee (specify)

\* Reduced by Basic Filing Fee Paid

**SUBTOTAL (3)** (\$)**120.00**

## SUBMITTED BY

|                   |                  |                                   |                   |           |                |
|-------------------|------------------|-----------------------------------|-------------------|-----------|----------------|
| Name (Print/Type) | John C. Pokotylo | Registration No. (Attorney/Agent) | 36,242            | Telephone | (732) 542-9070 |
| Signature         |                  | Date                              | February 19, 2007 |           |                |

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John C. Pokotylo

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February 19, 2007

Date